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Type of Instrument: ORDER OF REF AND AMEND Recorded: 01-Sep-2010
Index Number: 09 48142 Sequence Number: 224122

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Plaintiff(s):
CHASE HOME FINANCE LLC

Defendant(s):
MEHLING, BRIAN; UNITED STATES OF AMERICA INTERNAL REVENUE SERVICE; ET AL

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THIS IS NOT A BILL

Judith A. Pascale
County Clerk, Suffolk County

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At an IAS Term Part 21 of the Supreme Court of the State of New York and for the County of Suffolk held in the Courthouse in Riverhead, New York, on the 12th day of August, 2010:

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PRESENT: HON. JEFFREY ARLEN SPINNER, J.S.C.

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STATE OF NEW YORK
SUPREME COURT : COUNTY OF SUFFOLK

CHASE HOME FINANCE LLC,

Plaintiff,

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vs.

BRIAN MEHLING,
UNITED STATES INTERNAL REVENUE SERVICE,
JPMORGAN CHASE BANK, N.A.,
and "JOHN DOE" and "MARY DOE"
(Said names being fictitious, it being the intention of plaintiff to designate any and all occupants of premises being foreclosed herein.)

Defendants.

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CLERK OF SUFFOLK COUNT

MOTION/CROSS/OSC
FEE PAID
Judith A. Pascale
Suffolk County Clerk

ORDER OF REFERENCE IN MORTGAGE FORECLOSURE

INDEX NO: 09-48142

Premises
396 Water Mill Road
Southampton NY
0900-064.00-02.00-016.003

Upon the Notice of Pendency, Summons and Complaint duly filed in this action in the Office of the County Clerk of the County of Suffolk, filed on December 7, 2009, and due proof that all the defendants have been duly served with said process or have voluntarily appeared in this action,

AND upon the affirmation of Robert S. Leni, Esq., attorney for the plaintiff, dated February 12, 2010, setting forth the prior proceedings and the various facts which entitle the plaintiff to the relief prayed for, and upon all the prior proceedings, and it appearing that the provisions of CPLR 3408 having been complied with,

NOW, ON MOTION, of HARRIS, CHESWORTH, O'BRIEN, JOHNSTONE, WELCH & LEONE, LLP, attorney for plaintiff, it is

ORDERED, that the motion is granted without opposition: and it is further,

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ORDERED, this action be, and JEAN MARIE HAZELTON, ESQ. is hereby appointed Referee to ascertain and compute the amount due except for attorney's fees upon

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Southampton, NY 11968 TEL. (631) 283 6400

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the bond/note and mortgage being foreclosed in this action, and to determine whether the mortgaged premises can be sold in parcels and the Referee to report to the court with all convenient speed; and it is further **Referee's fee to compute is fixed at $250.00 pursuant to 22 NYCRR § 36.4(d)**

J.S.C.

ORDERED, that the referee make his/her report to the Court with all convenient

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speed; and it is further

ORDERED, that, the caption in this action be amended to substitute CHRIS MEHLING, HELEN MEHLING, and DIANE MEHLING for "John Doe" and "Mary Doe" as

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party defendant(s), that being the correct names of the occupants of the mortgaged premises; and it is further

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ORDERED, that the caption in this action be amended, all without prejudice to the proceedings heretofore had herein, to read as follows:

CHASE HOME FINANCE LLC,

Plaintiff,

Index No.: 09-48142

vs.

BRIAN MEHLING,
UNITED STATES INTERNAL REVENUE SERVICE,
JPMORGAN CHASE BANK, N.A.,
CHRIS MEHLING,
HELEN MEHLING,
DIANE MEHLING,

Defendants.

and it is further

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ORDERED, that the referee appointed herein is subject to the requirements of Rule 36.2(c) of the Chief Judge, and if the referee is disqualified from receiving an appointment pursuant to the provisions of that Rule, the referee shall notify the Appointing Judge forthwith, and it is further

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ORDERED, that if required, said Referee take testimony pursuant to RPAPL 1321, and it is further

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ORDERED, that before entering this appointment the Referee certifies that he/she is in compliance with Part 36 of the Rules of the Chief Judge (22 NYCRR, Part 36), including, but not limited to, Section 36.2(c) ("Disqualifications from appointment") and Section 36.2(d) ("Limitations on appointments based upon compensation"), and it is further

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ORDERED, that a copy of this Order with Notice of Entry shall be served upon the owner of the equity of redemption, any tenants named in this action and any other party entitled to notice.

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Date ~~Granted~~: 12 August, 2010

ENTER,

Hon. JEFFREY ARLEN SPINNER
Justice of the Supreme Court

GRANTED

AUG 12 2010

JUDITH A. PASCALE
CLERK OF SUFFOLK COUNTY

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SUFFOLK COUNTY CLERK

2010 SEP -1 AM 11:22

RECORDED